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10 *Attorneys for Defendants Nationstar Mortgage LLC dba Mr. Cooper;
11 Wells Fargo Bank, N.A. aka Wells Fargo Bank, N.A., as trustee for the
12 structured adjustable mortgage rate mortgage loan trust mortgage pass-
13 through certificates Series 2005-14*

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

10 M.T. REAL ESTATE INVESTMENT, INC.,
11 a Nevada Corporation,

12 Plaintiff,

13 vs.

14 NATIONSTAR MORTGAGE, LLC D/B/A
15 MR. COOPER; WELLS FARGO BANK,
16 N.A. aka WELLS FARGO BANK, N.A., AS
17 TRUSTEE FOR THE STRUCTURED
18 ADJUSTABLE MORTGAGE RATE
19 MORTGAGE LOAN TRUST MORTGAGE
20 PASS-THROUGH CERTIFICATES SERIES
21 2005-14; BARRETT DAFFIN FRAPPIER
22 TREDER & WEISS, LLP; DOES I through
23 X, inclusive; and ROES 1 through 10,
24 inclusive,

25 Defendants.

26 Case No.: 2:22-cv-01266-JCM-BNW

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28 **STIPULATED MOTION REQUESTING AN
EXTENSION OF THE DEADLINE TO FILE
A DISCOVERY PLAN AND SCHEDULING
ORDER**

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30 On December 7, 2022, the Court issued an order requiring the parties to submit a proposed
31 discovery plan and scheduling order by December 16, 2022. Since that time, Plaintiff has communicated
32 that it does not intend to pursue this action. The parties have been diligently working towards settlement,
33 and Plaintiff has communicated that even if settlement is not reached, it intends to voluntarily dismiss
34 the Complaint. The parties hoped not to incur the costs of drafting and submitting the discovery plan ad-

1 hoped not to waste the Court's time reviewing proposed plans on litigation that will not move forward.
 2 However, as of December 16, 2022, the parties have not been able to form a settlement. Counsel for
 3 Plaintiff is, moreover, preparing for a medical procedure and is unable to file a dismissal or discovery
 4 plan and scheduling order. The parties, therefore, request that the Court extend the deadline to either file
 5 the Discovery Plan and Scheduling Order or a voluntary dismissal two weeks to December 30, 2022.
 6 The parties would only request one week, but Plaintiff's counsel's medical state and the holiday may
 7 interfere with the ability to finally settle this case or draft a discovery plan. The parties request the
 8 extension in good faith and not to cause undue delay or for any other dilatory motive.

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 10 DATED this 16th day of December, 2022
 11 TROUTMAN PEPPER HAMILTON SANDERS LLP

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 13 By: /s/ Brody R. Wight
 14 Brody R. Wight, Esq.
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 15 Attorneys for Defendants Nationstar
 16 Mortgage LLC dba Mr. Cooper; Wells
 17 Fargo Bank, N.A. aka Wells Fargo Bank,
 18 N.A., as trustee for the structured adjustable
 19 mortgage rate mortgage loan trust mortgage
 20 pass-through certificates Series 2005-14

21 DATED this 16th day of December, 2022
 22 CROSBY & FOX, LLC

23
 24 By: /s/ David M. Crosby
 25 David M. Crosby, Esq
 26 Nevada Bar No. 3499
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 18 Attorney for Plaintiff M.T. Real Estate
 19 Investment, Inc.

ORDER

IT IS HEREBY ORDERED that the parties to this action shall submit a proposed Discovery Plan and Scheduling Order to the Court by December 30, 2022.

DATED: December 19, 2022.

Respectfully submitted by:

Brenda Weksler
United States Magistrate Judge

TROUTMAN PEPPER HAMILTON SANDERS LLP

By: */s/ Brody R. Wight*

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